

ASSEMBLY BILL

No. 267

Introduced by Assembly Member Mullin

February 4, 2003

An act to amend Section 24185 of the Health and Safety Code, relating to cloning.

LEGISLATIVE COUNSEL'S DIGEST

AB 267, as introduced, Mullin. Cloning: humans.

Existing law prohibits a person from engaging in human being or human reproductive cloning. Existing law defines the term “clone.” Existing law also defines “human reproductive cloning” as the creation of a human fetus that is substantially genetically identical to a previously born human being.

This bill would delete the prohibition against cloning a human being. This bill would change the definition of “human reproductive cloning” to include the transfer of the nucleus of a human cell from any source into a human or nonhuman egg cell which has had the nucleus removed.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 24185 of the Health and Safety Code is
2 amended to read:

3 24185. (a) No person shall ~~clone a human being or~~ engage in
4 human reproductive cloning.

5 (b) No person shall purchase or sell an ovum, zygote, embryo,
6 or fetus for the purpose of cloning a human being.

1 (c) For purposes of this chapter, the following definitions
2 apply:

3 ~~(1) “Clone” means the practice of creating or attempting to~~
4 ~~create a human being by transferring the nucleus from a human cell~~
5 ~~from whatever source into a human or nonhuman egg cell from~~
6 ~~which the nucleus has been removed for the purpose of, or to~~
7 ~~implant, the resulting product to initiate a pregnancy that could~~
8 ~~result in the birth of a human being.~~

9 ~~(2)–~~

10 (1) “Department” means the State Department of Health
11 Services.

12 ~~(3)–~~

13 (2) “Human reproductive cloning” means the ~~creation of~~
14 ~~practice of creating or attempting to create~~ a human fetus that is
15 substantially genetically identical to a previously born human
16 being ~~by transferring the nucleus of a human cell from any source~~
17 ~~into a human or nonhuman egg cell which has had the nucleus~~
18 ~~removed.~~ The department may adopt, interpret, and update
19 regulations, as necessary, for purposes of more precisely defining
20 the procedures that constitute human reproductive cloning.

